

# Senate Study Bill 1038

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED IOWA TELECOMMUNICATIONS  
AND TECHNOLOGY COMMISSION BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act providing for state ownership of Part III Iowa  
2 communications network video connections under specified  
3 circumstances.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1223DP 80  
6 rn/sh/8

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1 1 Section 1. Section 8D.13, subsection 5, unnumbered  
1 2 paragraph 1, Code 2003, is amended to read as follows:  
1 3 The state shall lease all fiberoptic cable facilities or  
1 4 facilities with DS=3 capacity for Part III connections for  
1 5 which state funding is provided. The state shall lease all  
1 6 fiberoptic cable facilities or facilities with DS=3 or DS=1  
1 7 capacity for the judicial branch, judicial district department  
1 8 of correctional services, and state agency connections for  
1 9 which state funding is provided. Such facilities shall be  
1 10 leased from qualified providers. The state shall not own such  
1 11 facilities, except for those facilities owned by the state as  
1 12 of January 1, 1994. Notwithstanding any other provision of  
1 13 this section, the state may negotiate the acquisition of a  
1 14 Part III connection following the termination of a lease with  
1 15 a qualified provider for such a Part III connection, if the  
1 16 commission determines it to be in the best interest of the  
1 17 network.

## EXPLANATION

1 18 This bill provides that the state of Iowa may acquire  
1 19 ownership of Part III Iowa communications network video  
1 20 connections after the termination of a lease for such  
1 21 connections, previously entered into between the state and a  
1 22 qualified provider. The bill provides that ownership shall be  
1 23 negotiated if the Iowa telecommunications and technology  
1 24 commission determines that the acquisition is in the best  
1 25 interest of the Iowa communications network.  
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1 27 LSB 1223DP 80  
1 28 rn/sh/8  
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